	Application No.	Applicant(s)
Notice of Allowability	10/809,266	NORDBRYHN ET AL.
	Examiner	Art Unit
	Tom Y. Lu	2624
The MAILING DATE of this communication appears on the cover sheet with the correspondence address All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.		
1. This communication is responsive to <u>application filed 3/25/2004</u> .		
2. The allowed claim(s) is/are <u>1-3</u> .		
 3. Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some* c) None of the: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No 3. Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). 		
* Certified copies not received:		
Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.		
4. A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.		
5. CORRECTED DRAWINGS (as "replacement sheets") must be submitted.		
(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached		
1) hereto or 2) to Paper No./Mail Date		
(b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date		
Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).		
6. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.		
Attachment(s)	5. Notice of Informal P	estant Application
 Notice of References Cited (PTO-892) Dotice of Draftperson's Patent Drawing Review (PTO-948) 	6. ☐ Interview Summary	``
3. ☐ Information Disclosure Statements (PTO/SB/08),	Paper No./Mail Da 7. 🖾 Examiner's Amendr	te
Paper No./Mail Date		
 Examiner's Comment Regarding Requirement for Deposit of Biological Material 	⊠ Examiner's Stateme Other	ent of Reasons for Allowance
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DETAILED ACTION

EXAMINER'S AMENDMENT

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or 1.

additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR

1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the

payment of the issue fee.

The application has been amended as follows:

Abstract: Line 19, delete "Fig 1"

Allowable Subject Matter

2. Claims 1-3 are allowed.

The following is an examiner's statement of reasons for allowance:

a. Independent claims 1 and 2 both define features of determining direction of

movement of the container relative to the detector station, and either causing an

alarm if the container is moved from a position downstream of the detector station

exit to a position in the detector sector or zone, or causing no movement direction

alarm if the container is moved from a position upstream of the detector station

entrance and into the detection zone. These features in combination with other

features in claims 1 and 2, which are the broadest allowable claims, are not taught

or suggested by the art of record.

b. Claim 3 is dependent upon claim 2.

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3. Any comments considered necessary by applicant must be submitted no later than the

payment of the issue fee and, to avoid processing delays, should preferably accompany the issue

fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for

Allowance."

Conclusion

4. The prior art made of record and not relied upon is considered pertinent to applicant's

disclosure.

a. Fizmorris et al, U.S. Patent No. 4,691,231, see whole document.

b. Walsh et al, U.S. Patent No. 5,443,164, see whole document.

c. Trischan et al, U.S. Patent No. 5,141,110, see whole document.

5. Any inquiry concerning this communication or earlier communications from the

examiner should be directed to Tom Y. Lu whose telephone number is (571) 272-7393. The

examiner can normally be reached on 8:30AM-5PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Matthew Bella can be reached on (571)-272-7778. The fax phone number for the

organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

TYL

MATTHEW C. BELLA SUPERVISORY PATENT EXAMINER TECHNOLOGY CENTER 2600

Mouther C. Bella